

UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CASE NO. <u>CR05-30042</u>	
United States of America PLAINTIFF	Ricardo Diaz Cesar Cruz DEFENDANT
Andrew Lelling	Terry Nagel
Sharon Kearney	Joseph Franco
COUNSEL FOR PLAINTIFF	COUNSEL FOR DEFENDANT
JUDGE Wolf CLE	RK O'Leary REPORTER Patrisso

CLERK'S NOTES

DATES:	Pre-trial Conference
9/18/06	Interpreter, Deborah Huacuja, sworn in. Court allows defense counsels' request to provide housing for the
	defendants while the trial is on next week. Defense counsel shall work with PTS to make arrangements for
	their clients to reside at the YMCA. Court issues oral order modifying the defendants' conditions of release
	to require them to reside at the YMCA starting Sunday, September 24, 2006 through the course of the trial.
	All counsel have signed the stipulations, not the defendants. Government will file the stipulations later
	today once the defendant sign the same. Government seeks to have the stipulations regarding the drug analysis
	and the transcripts. Court goes over the admissibility of certain taped telephone calls coming into evidence.
	Court also goes over the pending motions for limine. Court marks letter from AUSA Smith to attorney Nagel
	dated 1/4/05 as exhibit 1 of today's date (not as a trial exhibit). Court will allow government agent to sit in
	courtroom gallery but not at counsel's table. Government agrees to seek permission at side bar before using
	any evidence regarding defendant, Curz's drug use at trial. Government to provide two sets of the Jencks
	Materials and three copies of the exhibits. Government to send a copy of the letter regarding expert testimony
	today. Defendants shall by 12:00 tomorrow file any objection/motion in limine to the expert testimony.